

104TH CONGRESS
2D SESSION

H. R. 3153

To amend title 49, United States Code, to exempt from regulation the transportation of certain hazardous materials by vehicles with a gross vehicle weight rating of 10,000 pounds or less.

IN THE HOUSE OF REPRESENTATIVES

MARCH 22, 1996

Mr. DELAY (for himself, Mr. CONDIT, Mr. DOOLEY of California, Mr. BARR of Georgia, Mr. BISHOP, Mr. BRYANT of Tennessee, Mr. CHRISTENSEN, Mr. CLEMENT, Mr. COBLE, Mr. COMBEST, Mr. CRAMER, Mr. CUNNINGHAM, Mr. DORNAN, Mr. EMERSON, Mr. ENGLISH of Pennsylvania, Mr. EWING, Mr. FOLEY, Mr. HASTINGS of Washington, Mr. HAYES, Mr. KIM, Mr. LARGENT, Mr. LATOURETTE, Mr. LEWIS of Kentucky, Mr. LINDER, Mr. LIVINGSTON, Mr. MCINTOSH, Mr. NEY, Mr. NORWOOD, Mr. SCARBOROUGH, Mr. TOWNS, Mr. TRAFICANT, and Mr. WAMP) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend title 49, United States Code, to exempt from regulation the transportation of certain hazardous materials by vehicles with a gross vehicle weight rating of 10,000 pounds or less.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXEMPTION OF CERTAIN HAZARDOUS MATE-**
2 **RIAL TRANSPORTATION FROM REGULATION.**

3 Section 5117 of title 49, United States Code, is
4 amended by redesignating subsections (c) and (d) as sub-
5 sections (d) and (e), respectively, and by inserting after
6 subsection (b) the following:

7 “(c) STATUTORY EXEMPTION.—This chapter and
8 regulations prescribed under this chapter shall not apply
9 to—

10 “(1) any vehicle with a gross vehicle weight rat-
11 ing of 10,000 pounds or less transporting a sub-
12 stance or material—

13 “(A) designated as a hazardous material
14 under this chapter (or the Hazardous Materials
15 Transportation Act) on or before January 1,
16 1996; and

17 “(B) for which placarding of a motor vehi-
18 cle was not required as of January 1, 1996,
19 under regulations prescribed under this chapter
20 (or the Hazardous Materials Transportation
21 Act); and

22 “(2) any vehicle with a gross vehicle weight rat-
23 ing of 10,000 pounds or less transporting a sub-
24 stance or material designated as a hazardous mate-
25 rial under this chapter after January 1, 1996, unless
26 the Secretary determines that the hazardous mate-

- 1 rial poses a significant risk to health and safety or
- 2 property.”.

